

**Fill in this information to identify the case:**

United States Bankruptcy Court for the:

SOUTHERN DISTRICT OF TEXAS

Case number (if known) \_\_\_\_\_ Chapter **7**☐ Check if this an amended filing**Official Form 205****Involuntary Petition Against a Non-Individual**

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

**Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed**1. Chapter of the Bankruptcy Code *Check one:*☒ Chapter 7☐ Chapter 11**Part 2: Identify the Debtor**

2. Debtor's name

**Builders Mechanical, Inc.**

3. Other names you know the debtor has used in the last 8 years

Include any assumed names, trade names, or *doing business as* names.

4. Debtor's federal Employer Identification Number (EIN)

☐ Unknown**76-0368936**

EIN

5. Debtor's address

**Principal place of business****Mailing address, if different**

11143 Spring Cypress Rd  
Tomball, TX 77375

**REGISTERED AGENT:**

Trent G Kerr  
11143 Spring Cypress Rd  
Tomball, TX 77375

6. Debtor's website (URL) **<http://www.buildersmechanical.com>**

7. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other type of debtor. Specify: \_\_\_\_\_

8. Type of debtor's business

*Check one:*

Debtor Builders Mechanical, Inc.

Case number (if known) \_\_\_\_\_

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☒ None of the types of business listed.  
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

☒ No

☐ Yes. Debtor \_\_\_\_\_

Relationship \_\_\_\_\_

District \_\_\_\_\_

Date filed \_\_\_\_\_

MM / DD / YYYY

Case number, if known \_\_\_\_\_

Debtor \_\_\_\_\_

Relationship \_\_\_\_\_

District \_\_\_\_\_

Date filed \_\_\_\_\_

MM / DD / YYYY

Case number, if known \_\_\_\_\_

### Part 3: Report About the Case

#### 10. Venue

Check one:

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.  
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

#### 11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).  
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ **The debtor is generally not paying its debts as they become due, unless they are in the subject of a bona fide dispute as to liability or amount.**  
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

☒ No

☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

#### 13. Each petitioner's claim

Name of petitioner

Nature of petitioner's claim

Amount of the claim above the value of any lien

**SEE ATTACHED EXHIBIT 1**

### Part 4: Request for Relief

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

Debtor **Builders Mechanical, Inc.**

Case number (if known) \_\_\_\_\_

I have examined the information in this document and have a reasonable belief that the information is true and correct.

Dated: August 1, 2016

Respectfully submitted:

**WEYCER, KAPLAN, PULASKI & ZUBER, P.C.**

By: /s/ Jeff Carruth

JEFF CARRUTH  
State Bar No. 24001846  
11 Greenway Plaza, Suite 1400  
Houston, Texas 77046  
Phone: (713) 341-1158  
Facsimile: (866) 666-5322  
jcarruth@wkpz.com

**ATTORNEYS FOR PETITIONING CREDITOR,  
GOODMAN DISTRIBUTION, INC.**

**BELL NUNNALLY & MARTIN, LLP**

By: Randall K. Lindley\*

Randall K. Lindley  
State Bar No. 12367300  
Heather H. Jobe  
State Bar No. 24048825  
3232 McKinney Ave, Suite 1400  
Dallas, TX 75204  
Phone: (214) 740-1437  
Facsimile: (214) 740-5717  
rlindley@bellnunnally.com  
hjobe@bellnunnally.com

**ATTORNEYS FOR PETITIONING CREDITORS  
LENNOX INDUSTRIES, INC. AND STANDARD  
SUPPLY AND DISTRIBUTING CO., INC.**

*\* Signature by permission by /s/ Jeff Carruth*

**EXHIBIT 1**

<b>BOX 13</b>		
<b>Name + Address Petitioning Creditors</b>	<b>Nature of Claim</b>	<b>Minimum Amount of Claim, Net of Any Collateral</b>
Goodman Distribution, Inc. c/o JEFF CARRUTH Weycer, Kaplan, Pulaski & Zuber, P.C. 11 Greenway Plaza, Suite 1400 Houston, Texas 77046	Equipment and other goods sold to debtor on account	\$5,381,138.98
Standard Supply & Distributing Co., Inc. c/o Randall L. Lindley Bell Nunnally & Martin, LLP 3232 McKinney Ave, Suite 1400 Dallas, TX 75204	Equipment and other goods sold to debtor on account	\$84,711.62
Lennox Industries, Inc. c/o Randall L. Lindley Bell Nunnally & Martin, LLP 3232 McKinney Ave, Suite 1400 Dallas, TX 75204	Equipment and other goods sold to debtor on account	\$1,543,896.07